

SCHINDEL, FARMAN, LIPSIUS, GARDNER & RABINOVICH LLP
14 Penn Plaza Suite 500
New York, New York 10122
Attorneys for Defendants

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

GREGORY V. SERIO, SUPERINTENDENT
OF INSURANCE OF THE STATE OF NEW
YORK, as Rehabilitator of FRONTIER
INSURANCE COMPANY, and as Assignee
of PLATINUM INDEMNITY, LTD,

Plaintiff,

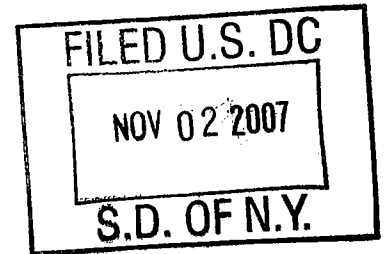
vs.

DWIGHT HALVORSON INSURANCE
SERVICES, INC d/b/a F.S.I.M.
INSURANCE SERVICES and FOOD
SERVICES INSURANCE MANAGERS,
INC.,

Defendants

04 CV 3361(KMK)

NOTICE OF APPEAL



NOTICE is hereby given that defendants, Dwight Halvorson Insurance Services, Inc. d/b/a F.S.I.M. Insurance Services and Food Services Insurance Managers, Inc., appeal to the United States Court of Appeals for the Second Circuit from the Opinion and Order in favor of plaintiff and against defendants, entered on the docket in this action on October 4, 2007.

Dated: New York, New York
November 2, 2007

SCHINDEL, FARMAN, LIPSIUS,
GARDNER & RABINOVICH LLP
Attorneys Defendants

By: _____

Lorienton N.A. Palmer (LP3934)
14 Penn Plaza, Suite 500
New York, NY 10122
212-563-1710
Fax: 212-695-6602
File No.: 3090.0001

TO: Randall J. Ezick, Esq.
FEATHERSTONBAUGH, WILEY & CLYNE, LLP
99 Pine Street
Albany, New York 12207
518-436-0786
Fax: 518-427-0452